I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 18, 2006

Date of Deposit

Anthony P. Curtis, Ph.D. Reg. No. 46,193

Name of applicant, assignee or Registered Representative

> ///8/6/6 Date of Signature

Our Case No. 9281-4591

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Naoya Hasegawa)
Serial No. 10/655,942)Examiner: Paul Kim)
Filing Date: September 5, 2003) Group Art Unit No.: 3729
For: Tunneling Magnetoresistive Element And Method Of Manufacturing The Same)

Response to Election Requirement

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Election Requirement dated November 21, 2005, please amend the application as follows:

Amendments to the Specification begin on page 2 of this paper.

A listing of the Claims begin on page 3 of this paper.

Remarks begin on page 9 of this paper.